

## IN THE UNITED STATES PATENT TRADEMARK OFFICE

In re Application of:	)	
	)	
Yula Wang, et al.	)	Examiner: Rosie YL Chang
	)	
Serial No.: 10/820,091	)	Group Art Unit: 1762
	)	
Filed: April 7, 2004	)	Confirmation No.: 7131

For: **POLYMER COATING/ENCAPSULATION OF NANOPARTICLES  
USING A SUPERCRITICAL ANTISOLVENT PROCESS**

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SUPPLEMENTAL SUBMISSION  
PURSUANT TO 37 C.F.R. § 1.97(i)

Sir:

In accordance with 37 C.F.R. § 1.56 and pursuant to the provisions of 37 C.F.R. § 1.97(i), applicants respectfully request that the reference listed on the attached form PTO-1449 be placed in the file for the above-referenced patent application. This reference was previously identified in a Supplemental Information Disclosure Statement filed under Certificate of Mailing dated February 14, 2005. However, it is noted that the PTO-1449 form identifying such reference includes a "strike through" with respect thereto. The present submission is made post-allowance to complete the file, but is not believed to be material to examination for at least the following reason.

In particular, it is noted that the cited reference teaches a process wherein "the active substance is in the form of liquid droplets, gas or solid particles [that] are constantly agitated or stirred during their exposure to the supercritical fluid containing the coating material dissolved therein." Col. 3, lines 8-15. This teaching is contrary to applicants' claimed invention. Indeed, as noted in the Statement of Reasons for Allowance, "[t]he prior art fails to teach encapsulating

nanoparticles below 500 nm with out (sic) the use of vibration whole the non solvent is added to the suspension of polymer and solvent in the high pressure vessel.

Applicants respectfully request that the present submission be placed in the file for the subject application. Applicants respectfully submit that no fee is due in connection with the present submission.

Respectfully submitted,



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Date: April 15, 2009

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